

IAP15 Rec'd PCT/PTO 04 APR 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: KRISTIAN LUND HENRIKSEN ET AL.  
Filing Date: JUNE 23, 2006  
For: PROBIOTIC TABLET FORMULATIONS  
Serial No.: 10/584,113  
I.A. No: PCT/EP04/14545  
I.A. Filing Date: DECEMBER 21, 2004  
Attorney Docket No.: BECK:001 (PJS/MW/P10202US-W)

Pursuant to 37 C.F.R. 1.8, I certify that this correspondence is being deposited with the U.S. Postal Service in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313 on the date below:

3/30/07  
Date

*Kristian Lund Henrikson*  
Name

MAIL STOP MISSING PARTS  
Commissioner For Patents  
P. O. Box 1450  
Alexandria, VA 22313

Dear Sir:

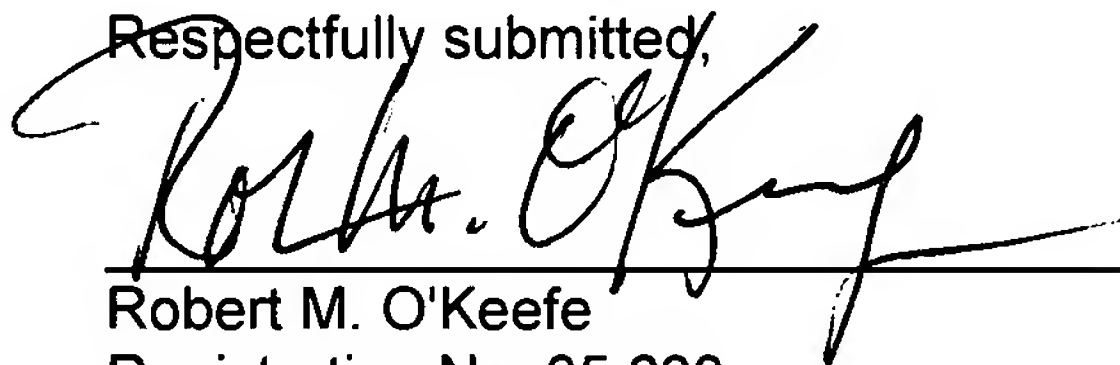
Transmitted herewith for filing are:

- ☐ New Patent Application consisting of \_\_\_ pages
- ☐ Continued Prosecution Application (37 CFR §1.53(d)) -- The parent application is USSN \_\_\_\_\_ filed on \_\_\_\_\_. The prior Examiner was \_\_\_\_\_ in Group Art Unit \_\_\_\_\_.
- ☒ Copy of Notification of Missing Requirements Under 37 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (2 pp)
- ☐ Assignment and Recordation Cover sheet ( \_\_\_\_\_ pgs)
- ☒ Inventor's Declaration ( 3 pp)
- ☐ Information Disclosure Statement
- ☐ Petition for a \_\_\_\_\_ month extension of time
- ☐ Response to Office Action
- ☐ Preliminary Amendment
- ☐ Formal Drawings (Figs \_\_\_\_\_, \_\_\_\_\_ sheets)

- ☐ Informal Drawings
- ☐ Notice of Appeal
- ☐ An Appeal Brief (an original and two copies)
- ☒ Check in the amount of \$ 130.00
- ☒ The Commissioner is authorized to deduct any requisite fees under 37 CFR 1.16 to 1.21 from, or deposit any credits to, Deposit Account No. 10-1205/BECK:001, including any concurrent or future required extension of time fees.
- ☒ In accordance with 37 CFR 1.136(a)(3), the Commissioner is authorized to treat any concurrent or future reply that requires a petition for an extension of time under 37 CFR 1.136(a) to be timely, as incorporating a petition for extension of time for the appropriate length of time, and the Commissioner is authorized to deduct any requisite extension of time fees under 37 CFR 1.16 to 1.21 from Deposit Account No. 10-1205/BECK:001.
- ☒ Postcard. Please date stamp and mail this postcard to acknowledge receipt of the enclosed documents.
- ☐ Other:

The Examiner is invited to contact the undersigned at 512-347-1611 with any questions or comments, or to otherwise facilitate expeditious prosecution of the application.

Respectfully submitted,



Robert M. O'Keefe  
Registration No. 35,630  
Attorney for Applicant

04/09/2007 HKAYPAGH 00000066 10584113

01 FC:1617

130.00 DP

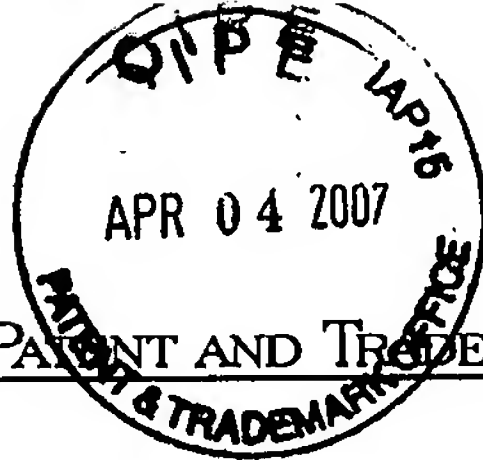
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/584,113	Kristian Lund Henriksen	BECK:001

INTERNATIONAL APPLICATION NO.

PCT/EP04/14545

I.A. FILING DATE

PRIORITY DATE

12/21/2004

12/24/2003

36275

O'KEEFE, EGAN, PETERMAN & ENDERS LLP  
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 AUSTIN, TX 78746

CONFIRMATION NO. 3904

371 FORMALITIES LETTER



\*OC000000023054417\*

Date Mailed: 03/23/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/23/2006
- Copy of the International Search Report filed on 06/23/2006
- Preliminary Amendments filed on 06/23/2006
- Information Disclosure Statements filed on 06/23/2006
- Request for Immediate Examination filed on 06/23/2006
- U.S. Basic National Fees filed on 06/23/2006
- Priority Documents filed on 06/23/2006

DOCKETED	
BY: <u>Kmt</u>	
DESC: <u>250 1012</u>	
DATES: <u>5/3/07 25</u>	6 MO
DOCKET <input checked="" type="checkbox"/>	
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FILE:	
PRIOR ART CHART	
STATUS CHART	

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/584,113	PCT/EP04/14545	BECK:001

FORM PCT/DO/EO/905 (371 Formalities Notice)